



The Punjab Laws (Extension No.2) Act, 1957

Act 7 of 1957

Keyword(s):

Transferred Territories, Extension of Laws, Regional Laws

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THE PUNJAB LAWS (EXTENSION NO. 2) 757
ACT, 1957

THE PUNJAB LAWS (EXTENSION NO. 2)
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PUNJAB ACT NO. 7 OF 1957

(Received the assent of the Governor of the Punjab on the 24th May, 1957 and was first published for general information in the Punjab Government Gazette (Extraordinary), dated the 24th May, 1957.)

An Act to provide for the extension of certain laws to the territories which, immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union.

BE it enacted by the Legislature of the State of Punjab in the Eighth Year of the Republic of India as follows :—

1. (1) This Act may be called the Punjab Laws (Extension No. 2) Act, 1957.

Short title and commencement.

(2) It shall come into force at once..

2. In this Act—

(a) "Schedule" means a Schedule appended to this Act;

Definitions.

(b) "transferred territories" means the territories which, immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union.

3. The Punjab General Clauses Act, 1898, shall apply for the interpretation of this Act as it applies for the interpretation of a Punjab Act.

Interpretation.

4. All the enactments, as amended from time to time, specified in Schedule I and all rules, regulations, notifications, orders and by-laws made, and

Extension of certain laws to transferred territories.

¹ For statement of Objects and Reasons, see *Punjab Government Gazette (Extraordinary)*, 1957, page 551.

all directions, or instructions issued, thereunder in force immediately before the commencement of this Act, are hereby extended to, and shall be in force in, the transferred territories.

**Construction
of certain
references.**

5. In the enactments, or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, as referred to in section 4, any reference—

- (1) to a law which is not in force in the transferred territories shall, in relation to such territories, be construed as a reference to the corresponding law, if any, in force in such territories; and
- (2) to the State of Punjab, by whatever form of words, shall be construed as including a reference to the transferred territories.

**Repeals and
savings.**

6. If immediately before the commencement of this Act, there is in force in the transferred territories any law corresponding to any of the enactments or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, extended to those territories by section 4, that law, including the enactments specified in Schedule II, shall on the commencement of this Act, save as otherwise expressly provided in this Act, stand repealed:

Provided that such repeal shall not affect—

- (a) the previous operation of any law so repealed or anything duly done or suffered thereunder ; or
- (b) any right, privilege, obligation or liability acquired or incurred under any law so repealed ; or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any law so repealed ; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, or obligation, liability, penalty, for-feiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if this Act had not been passed:

Provided further that anything done or any action taken under any law so repealed shall be deemed to have been done or taken under the corresponding provision of the enactment extended by section 4 to the transferred territories, and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the enactment so extended.

7. For purposes of facilitating the application in the transferred territories of any enactment specified in Schedule I or of any rule, regulation, notification, order, by-law, direction or instruction referred to in section 4, any court or other authority may construe the same with such alterations, not affecting the substance, as may be necessary or proper to adapt it to the matter before the court or other authority.

Powers of courts and other authorities for purposes of facilitating application of the enactments specified in Schedule I or rules, etc.

8. Nothing contained in this Act shall affect the power of the State Government or of any officer or authority, exercisable under the enactments specified in Schedule I, to add to, amend, vary or rescind the rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, as extended by section 4 to the transferred territories.

Power to make rules etc. not to be affected.

9. If any difficulty arises in giving effect in the transferred territories to the provisions of any enactment specified in Schedule I, the State Government may, by order notified in the Official Gazette, make such provisions or give such directions as appear to it to be necessary or expedient for the removal of the difficulty.

Power to remove difficulties.

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SCHEDULE I

EXTENSION OF PUNJAB ACTS

(See Section 4)

1	2	3	4
Serial No.	Year	Number of the Act	Short title
1	1923	(Act No. V of 1923)	The Punjab Local Option Act, 1923.
2	1939	(Act No. I of 1939)	The Punjab Motor Spirit (Taxation of Sales) Act, 1939.
3	1940	(Act No. XVII of 1940)	The Punjab Urban Immovable Property Tax Act, 1940.
4	1951	(Act No. VII of 1951)	The Punjab Forward Contracts Tax Act, 1951.
5	1952	(Act No. XVI of 1952)	The Punjab Passengers and Goods Taxation Act, 1952.

SCHEDULE II

REPEALS

(See Section 6)

1	2	3	4
Serial No.	Year	Number of the Act	Short title
1	1997 Bk.	(Patiala Act No. V of 1997 Bk.)	The Patiala Motor Spirit (Taxation of Sales) Act, 1997 Bk.
2	1955	(Pepsu Act No. 23 of 1955)	The Pepsu Passengers and Goods Taxation Act, 1955.
3	1956	(Pepsu Act No. 7 of 1956)	The Pepsu Forward Contracts Tax Act, 1956.